Carter vs Calvert | In Chancery.

Interrogatories on the part of the defendant Charles B Calvert to Joseph H Bradley and Richard S Cross.

1st Interrogatory. Were you or not one of the arbitrators to whom were referred certain matters in controversy between Richard Holland and the Complainant on one side and the defendant Charles B Calvert on the other.

If you was the submission matter the parties in writing or by parol and if in writing have you the submission or do you know where it is.

If you if produce the same.

2nd Interrogatory. Look at the paper marked defendants Exhibit C B No 1 in whose handwriting is the body of said paper: at whose instance and for what purpose was said paper prepared, was it not in your possession as an arbitrator as before mentioned and will or not one of the Bonds alluded to in your answer to the foregoing interrogatory

3rd Interrogatory. Look at the paper now shewn you marked defendants Exhibit C B No 2 in whose handwriting is said paper and in whose hand writing are the signatures to said paper, and is or not said paper the award made under the submission before mentioned. Explain why Mr Bibb's name is attached to said paper.

4 Interrogatory. Look at the paper now shewn you marked defendants Exhibit C B C No 3 and 4 in whose handwriting is said paper and in whose writing and for what purpose was said paper prepared.

5th Interrogatory. Where is the original from which the last described paper was copied. State of whom you received said paper and for what purpose. If you say that you received it from the defendant Charles B Calvert and for the purpose of the reference before alluded to state whether the said original was before it delivery to you or at any time prior to the making of said award seen by the Complainants, and was it treated admitted by the Complainants as a correct statement of payments made by Isaac Calvert deceased and the defendant Charles B Calvert to the Complainant and to be used for the purposes of said reference. State your knowledge on the subject of this paper, its preparation and delivery to the arbitrators fully and particularly.

6th Interrogatory. After the aforesaid award was made and signed but before the parts thereof were delivered to the parties had you or not a conversation with Complainant on the subject

of the said award and especially in reference to the last described original paper, in the course of which the said Complainant stated that the said Arbitrators had used said paper as Evidence of the value of certain payments improperly made by Isaac Calvert deceased to the said Complainant and affirm that the said Arbitrators ought to have treated said payments as a satisfaction of a particular claim of the said Complainant and Wife against the said deceased, and you as one of the Arbitrators offered to give to the Complainant an opportunity of adducing proof in support of said assertion If any such interview did take place state the time place and circumstances thereof fully and particularly.

7th Interrogatory. At what time did the said Complainant first receive his part of said award.

8th Interrogatory. At the foot of the paper marked C B C No 3 is the Entry "deduct 160 acres at 5/- 800/" was any explanation made to the Arbitrators or either of them in reference to said Entry and by whom and in whose handwriting is the Entry on the original paper."

9th Interrogatory. Look at the paper now shewn you marked C B C No 3 was or not said paper escheated to the said Arbitrators pending the reference before them, and for the purpose of the award to be made by them."

10 Interrogatory. Look at the Entry on said paper "1838 July 1st Interest on £1339.89 £ 50" by whom was said Entry made and for what reason.

11th Interrogatory. Had the parties to said reference before you when examining the matters in controversy between them Had they a sufficient time for producing their statements and proof Did you or not understand that the Arbitrators had before them all the materials necessary to enable them to make up their award"

12th Interrogatory Look at the paper now shewn you marked C B C No 9 in whose handwriting is said paper,

13th Interrogatory Look at the paper marked C B C No 1 and C B C No 6 which of them papers was enclosed in or found with C B C No 9,

14th Interrogatory. Assuming that the accounts in relation to the paternal succession were unsettled and including the same in your award you have found due from Isaac Calvert to the Complainant and his children the sum of £8039.51 State now what sum would have been adjudged to be due if it had been shown to your that the accounts relating to the paternal succession had been previously regulated,